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JC895 U.S. PTO
09/651150



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

File No. A-65679-1/RMS/DHR

Anticipated Classification of
this Application:

Class: Subclass:

Prior Application:

Examiner: S. Houtteman

Art Unit: 1656

Box PATENT APPLICATION FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

Original
 Continuation
 Divisional
 Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Donald Payan, for
TOSO AS A TARGET FOR DRUG SCREENING. This continuation divisional
 continuation-in-part claims priority to pending application Serial No.
09/050,861, filed on March 30, 1998.

1. (a) Enclosed is a new application.
- (b) Enclosed is a continuation-in-part application.
- (c) Enclosed is a copy of the prior application.

2. (a) Enclosed is a new Declaration.

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Form 1.16b 8069
01/98

(b) X Enclosed is a copy of the prior executed Declaration as originally filed.

(c) Enclosed is a Combined Declaration/Power of Attorney.

3. (a) X Enclosed is a copy of the executed Small Entity Affidavit.
(b) X A Small Entity Affidavit is of record in the prior application.

4. X The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

FOR:	(Col. 1)		(Col. 2)		OTHER THAN A SMALL ENTITY RATE	FEE
	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>		
BASIC FEE			\$345		OR	\$690
TOTAL CLAIMS	<u>20</u>	- <u>20</u> = * <u>0</u>	x 9 = \$		OR	x18 = \$
INDEP CLAIMS	<u>3</u>	- <u>3</u> = * <u>0</u>	x39 = \$		OR	x78 = \$
[] MULTIPLE DEPENDENT CLAIM PRESENTED			+130 = \$		OR	+260 = \$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL \$ <u>345</u>		OR TOTAL	\$ <u>690</u>

5. X The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-65679-1/RMS/DHR).

6. X Our check in the amount of \$ 345.00 is enclosed.

7. Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. X Amend the specification by inserting before the first line the sentence:

--This is a continuation of application Serial No. 09/050,861 filed March 30, 1998.

9. (a) Informal drawings are enclosed, sheets.

(b) X Formal drawings are enclosed, 10 sheets.

10. (a) _____ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.

(b) _____ The certified copy has been filed in prior application Serial No. _____ filed on _____.

11. _____ An Assignment is enclosed.

12. X The prior application is assigned of record to Rigel Pharmaceuticals, Inc.

13. X The power of attorney in the prior application is to:

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero, Suite 3400
San Francisco, CA 94111

(a) X The power appears in the original papers in the prior application and an executed copy is enclosed.

(b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c) X Address all future communications to:

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero, Suite 3400
San Francisco, CA 94111

15. _____ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. _____ A Prior Art Statement is enclosed.

17. X

I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/050,861 as originally filed on March 30, 1998.

Date: 8/30/00


Robin M. Silva
Reg. No. 38,304